IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33845 of 2006(D)

PETITIONER:

A.KRISHNA KUMAR, AGED 32 YEARS,
S/O. LATE YESODHARAN PILLAI, INCHATHARAYIL,
CHANGANKULANGARA, VAVVAKKAVU P.O., KOLLAM.
(NOW WORKING AS SALESMAN IN KSHEEROLPADAKA
CO-OPERATIVE SOCIETY ON TEMPORARY BASIS)

BY ADV. SRI.BENOY SASI

RESPONDENTS:

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1. THE DIRECTOR, OFFICE OF THE DAIRY DEVELOPMENT OFFICER, DAIRY DEVELOPMENT DEPARTMENT, THIRUVANANTHAPURAM.

2. THE PRESIDENT, MANAGING COMMITTEE, OACHIRA KSHEEROLPADAKA CO-OPERATIVE SOCIETY LTD. NO.Q.16 D, VALIYAKULANGARA, OACHIRA P.O., KOLLAM.

3. THE SECRETARY, OACHIRA KSHEEROLPADAKA CO-OPERATIVE SOCIETY LTD. NO.Q.16 D, VALIYAKULANGARA, OACHIRA P.O. KOLLAM.

4. THE DEPUTY DIRECTOR, DAIRY DEVELOPMENT DEPARTMENT, KOLLAM.

BY SENIOR GOVT. PLEADER SRI.P.N.SANTHOSH.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M. JAMES, J.

W.P.(C) No. 33845 of 2006

Dated this the 20th December, 2006.

J U D G M E N T

The writ petitioner claims that he is experienced and qualified to be appointed as Salesman of the second respondent, Society, which is proposing to appoint certain persons as Salesmen. It is the allegation of the writ petitioner that such persons are not having the required qualification and experience. If they are appointed, the opportunity of the writ petitioner would be lost, and he would be deprived of his chance of appointment.

2. The learned counsel appearing for the writ petitioner further submits that such appointments are being made only to induct inexperienced and unqualified persons on extraneous considerations.

3. As a vigilant and prospective candidate, the writ petitioner had preferred Ext.P4 representation dated 15.12.2006 before the first respondent, the Director of Dairy Development Department, Thiruvananthapuram. The same is pending.

4. I have heard the arguments advanced by the learned counsel appearing for the petitioner, as well as the learned Senior Government Pleader. It is submitted by the learned Government Pleader that the authority of the first respondent is delegated to the 4th respondent, the Deputy Director of Dairy Development Department, Kollam.

5. In the above circumstances, I dispose of the writ petition, directing the writ petitioner to file a representation before the 4th respondent immediately. On receipt of the representation, the 4th respondent shall hear the writ petitioner and others, if any, concerned, and pass appropriate orders, on merit.

6. As the writ petitioner apprehends that there may be appointments on or before 26.12.2006, the 4th respondent shall immediately consider the matter and pass interim orders, if found necessary.

J.M. JAMES,
JUDGE

nj.